

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/695,459 Confirmation No. 4579

Applicant: Taro SUZUKI et al. Mail Stop Missing Parts

Filed: October 29, 2003

TC/A.U.: Unknown

Examiner : Unknown

Dkt. No. : YTO-004

Cust. No.: 20374

RESPONSE TO NOTICE TO FILE MISSING PARTS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

July 22, 2004

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application dated April 26, 2004, applicants are submitting herewith an English translation of the application, a statement that the translation is accurate (37 C.F.R. §1.52(d)) and the original declaration for the above-identified application. A petition for a one-month extension of the period for responding to the notice is being filed concurrently herewith.

A check in the amount of \$1,030.00 is attached hereto for payment of the official filing fee (\$770.00), the fee for the late filing of the Declaration (\$130.00) (37 C.F.R. \$1.16(e)) and the processing fee for the non-English language application (\$130.00) (37 C.F.R. \$1.17(i)).

In the event that this paper is not considered to be timely

U.S. PATENT APPLN. S.N. 10/695,459 RESPONSE TO NOTICE TO FILE MISSING PARTS

filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 111833.

Please charge any additional required fees or credit any overpayment to our Deposit Account No. 111833.

Respectfully submitted,

KUBOVCIK & KUBOVCIK

Keiko Tanaka Kubovcik Reg. No. 40,428

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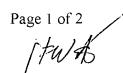
Enclosures: English translation of the application

Statement

Original Declaration

Notice to File Missing Parts

Check





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APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/695,459

10/29/2003

Taro Suzuki

YTO-004

CONFIRMATION NO. 4579

020374 KUBOVCIK & KUBOVCIK SUITE 710 900 17TH STREET NW WASHINGTON, DC 20006



FORMALITIES LETTER *OC000000012444420*

Date Mailed: 04/26/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English. translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1030 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

07/23/2004 JBALINAN 00000001 10695459

01 FC:1001 02 FC:1051 03 FC:1053 770.00 OP 130.00 OP

130.00 OP

• \$130 for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE